

DISTRICT COURT OF GUAM

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UNITED STATES OF AMERICA,	(	Criminal Case No. 07-00078
	)	
Plaintiff,	(	<u>VERDICT</u>
	)	
vs.	(	
	)	
JUAN C. TENORIO,	(	
	)	
Defendant.	(	

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We, the jury in the above entitled case, unanimously find defendant  
JUAN C. TENORIO

☐ NOT GUILTY

☐ GUILTY

of the offense of bankruptcy fraud, as charged in the indictment.

Dated: \_\_\_\_\_.

\_\_\_\_\_  
FOREPERSON

**If you find the defendant, JUAN C. TENORIO, NOT GUILTY, STOP  
HERE.**

**If you find the defendant, JUAN C. TENORIO, GUILTY, continue on to  
the Special Verdict Form for JUAN C. TENORIO.**

1  
2 **IN THE UNITED STATES DISTRICT COURT**  
3 **FOR THE DISTRICT OF GUAM**

4  
5 UNITED STATES OF AMERICA, ) CRIMINAL CASE NO. 07-00078  
6 )  
7 Plaintiff, )  
8 )  
9 vs. )  
10 )  
11 JUAN C. TENORIO and ) **SPECIAL VERDICT FORM**  
12 CHARLENE F. TENORIO, ) **JUAN C. TENORIO**  
13 )  
14 Defendants. )  
15 )  
16 )  
17 )  
18 )  
19 )  
20 )  
21 )  
22 )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

29 **BANKRUPTCY FRAUD**

30 We, the Jury, in the above-entitled case unanimously find beyond a reasonable doubt that  
31 the defendant, JUAN C. TENORIO:

- 32 (1) ☐ Did not knowingly and fraudulently conceal an interest  
33 ☐ Did knowingly and fraudulently conceal an interest

34 in:

35 Accounts receivable of approximately \$74,817.05 from a contract between Juan  
36 C. Tenorio & Associates, Inc. and Hong Kong Entertainment (Overseas) Investments Limited  
37 regarding architectural, engineering, and landscaping services provided by Juan C. Tenorio &  
38 Associates, Inc. for the Tinian Dynasty Hotel and Casino, formerly known as Tinian Casino  
39 Palace Hotel,  
40

1 (2) ☐ Did not knowingly and fraudulently conceal an interest

2 ☐ Did knowingly and fraudulently conceal an interest

3 in:

4 Knights of Columbus insurance policies, to wit:

5

Policy No.	Insured	Owner
H64940	Juan Tenorio	Juan Tenorio
P39817	Juan Tenorio	Juan Tenorio
J57033	Charlene Tenorio	Charlene Tenorio

6  
7  
8  
9  
10

11 (3) ☐ Did not knowingly and fraudulently conceal an interest

12 ☐ Did knowingly and fraudulently conceal an interest

13 in:

14

15

16

17 LOT NUMBER 209-R01-3, TRACT NUMBER 22197, ROTA,  
18 MP, containing an area of approximately 2,000 square meters,  
19 under which the basic lot is shown as Lot Number 209 R 01,  
20 located in Gaganin Hulo, Rota Municipality, Commonwealth of  
21 the Northern Mariana Islands, on the Drawing/Cadastral Plat  
22 Number 209 R00, the original of which was registered with the  
23 Commonwealth Recorder's Office under File Number 89-3204,  
24 on September 25, 1989.

25 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2007, at Hagatna, Guam.

26 \_\_\_\_\_  
27 FOREPERSON  
28

DISTRICT COURT OF GUAM

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UNITED STATES OF AMERICA,	(	Criminal Case No. 07-00078
	)	
Plaintiff,	(	<u>VERDICT</u>
	)	
vs.	(	
	)	
CHARLENE F. TENORIO,	(	
	)	
Defendant.	(	

-----

We, the jury in the above entitled case, unanimously find defendant  
CHARLENE F. TENORIO

☐ NOT GUILTY

☐ GUILTY

of the offense of bankruptcy fraud, as charged in the indictment.

Dated: \_\_\_\_\_.

\_\_\_\_\_  
FOREPERSON

**If you find the defendant, CHARLENE F. TENORIO, NOT GUILTY,  
STOP HERE.**

**If you find the defendant, CHARLENE F. TENORIO, GUILTY, continue  
on to the Special Verdict Form for CHARLENE F. TENORIO.**

**FOR THE DISTRICT OF GUAM**

CRIMINAL CASE NO. 07-00078

**SPECIAL VERDICT FORM**  
**CHARLENE F. TENORIO**

JUAN C. TENORIO and  
CHARLENE F. TENORIO,

Defendants.

## BANKRUPTCY FRAUD

We, the Jury, in the above-entitled case unanimously find beyond a reasonable doubt that the defendant, CHARLENE F. TENORIO:

- (1) ☐ Did not knowingly and fraudulently conceal an interest
- ☐ Did knowingly and fraudulently conceal an interest

in:

Accounts receivable of approximately \$74,817.05 from a contract between Juan C. Tenorio & Associates, Inc. and Hong Kong Entertainment (Overseas) Investments Limited regarding architectural, engineering, and landscaping services provided by Juan C. Tenorio & Associates, Inc. for the Tinian Dynasty Hotel and Casino, formerly known as Tinian Casino Palace Hotel,

1 (2) ☐ Did not knowingly and fraudulently conceal an interest

2 ☐ Did knowingly and fraudulently conceal an interest

3 in:

4 Knights of Columbus insurance policies, to wit:

5

6

Policy No.	Insured	Owner
H64940	Juan Tenorio	Juan Tenorio
P39817	Juan Tenorio	Juan Tenorio
J57033	Charlene Tenorio	Charlene Tenorio

7

8

9

10

11

12 (3) ☐ Did not knowingly and fraudulently conceal an interest

13 ☐ Did knowingly and fraudulently conceal an interest

14 in:

15

16 LOT NUMBER 209-R01-3, TRACT NUMBER 22197, ROTA,

17 MP, containing an area of approximately 2,000 square meters,

18 under which the basic lot is shown as Lot Number 209 R 01,

19 located in Gaganin Hulo, Rota Municipality, Commonwealth of

20 the Northern Mariana Islands, on the Drawing/Cadastral Plat

21 Number 209 R00, the original of which was registered with the

22 Commonwealth Recorder's Office under File Number 89-3204,

23 on September 25, 1989.

24 DATED this \_\_\_\_ day of \_\_\_\_\_, 2007, at Hagatna, Guam.

25 \_\_\_\_\_

26 FOREPERSON

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28

# ORIGINAL

tenorio.Superseding Indictmt

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Attorneys for the United States of America

**FILED**  
DISTRICT COURT OF GUAM

SEP 26 2007

**JEANNE G. QUINATA**  
Clerk of Court

IN THE UNITED STATES DISTRICT COURT  
FOR THE TERRITORY OF GUAM

UNITED STATES OF AMERICA,  
Plaintiff.

vs.

JUAN C. TENORIO and  
CHARLENE F. TENORIO,  
Defendants.

CRIMINAL CASE NO. 07-00078

SUPERSEDING INDICTMENT

**BANKRUPTCY FRAUD**  
[18 U.S.C. §§152(1) and 2]

THE GRAND JURY CHARGES:

Introduction

At all times material to this Indictment:

1. A primary purpose of the bankruptcy system was to provide a means for fairly apportioning the property of a debtor who, for whatever reason, had become unable to pay his creditors in a timely fashion.

2. A bankruptcy case began with the filing of a "petition." Creditors were those persons or companies that had a claim or a right to payment from the debtor that arose at the time of or before the bankruptcy court issued its order for relief concerning the debtor.

1           3. Bankruptcy cases fell into different categories, called Chapters. A Chapter 7 case was  
2 also known as liquidation. In a Chapter 7 case, a trustee was appointed to collect the debtor's  
3 property, convert it to cash, and distribute the cash to creditors.

4           4. When a bankruptcy petition was filed, it created what was known as an estate. The  
5 estate of a debtor meant all rights, title, share, or interests in property owned by the debtor at the  
6 time a bankruptcy petition was filed. In a Chapter 7 case, the trustee controlled the property of  
7 the estate.

8           5. In a Chapter 7 the debtor was also required to cooperate with the trustee as necessary  
9 to enable the trustee to perform his duties. Such cooperation included a duty of good faith  
10 throughout the bankruptcy action. In a Chapter 7 case, the debtor was required to truthfully and  
11 fully account for his estate so that creditors could benefit either through liquidation of assets or  
12 or restructuring of debt. The debtor was also required to disclose the existence of assets even if  
13 their status in bankruptcy was uncertain. It was the Bankruptcy Court that made the final  
14 determination as to whether property was an asset of the estate. The debtor could not preempt  
15 the court's determination by failing to report or concealing an asset.

16           6. The principal benefit to a Chapter 7 debtor was the receipt of a Discharge which  
17 prohibits unsecured creditors from taking further action against the debtor for debts incurred  
18 before the bankruptcy petition was filed.

19           7. JUAN C. TENORIO was an engineer practicing on Guam and the CNMI and a  
20 director and the principal shareholder of Juan C. Tenorio, & Associates, Inc.

21           8. CHARLENE F. TENORIO was the wife of JUAN C. TENORIO and a shareholder  
22 and director of Juan C. Tenorio & Associates, Inc.

23           9. RITA TENORIO was the mother of JUAN C. TENORIO.

24           10. On or about October 25, 1983, defendant JUAN C. TENORIO incorporated Juan C.  
25 Tenorio & Associates, Inc. on Guam whose business was providing engineering and architectural  
26 services.

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28 //



1 11. On or about March 20, 2002, JUAN C. TENORIO and CHARLENE F. TENORIO  
2 filed a petition under Chapter 7 of the Bankruptcy Code, Title 11, United States Code, Section  
3 101 et seq., in the United States Bankruptcy Court in the District of Guam. The matter was  
4 captioned In Re JUAN CRUZ TENORIO and CHARLENE FRANCES TENORIO, Case  
5 Number 02-00096.

6 12. On or about March 22, 2002, the Bankruptcy Court appointed Robert J. Steffy, Sr. as  
7 Trustee of the estate of JUAN C. TENORIO and CHARLENE F. TENORIO in the Chapter 7  
8 bankruptcy proceeding, Case No. 02-00096.

9  
10 **BANKRUPTCY FRAUD**

11 13. Paragraphs 1 - 12 of the Introduction to this Indictment are hereby realleged and  
12 incorporated as if fully set forth herein.

13 14. From on or about March 20, 2002 to at least April 15, 2004 in the District of  
14 Guam, JUAN C. TENORIO and CHARLENE F. TENORIO, aided and abetted each by the other,  
15 did knowingly and fraudulently conceal from the trustee charged with the control and custody of  
16 property and from the United States Trustee and from creditors of the debtor in a bankruptcy  
17 proceeding under Title 11, United States Code, entitled In Re JUAN CRUZ TENORIO AND  
18 CHARLENE FRANCES TENORIO, Case Number 02-00096, in the United States Bankruptcy  
19 Court in the District of Guam, property belonging to the estate of the debtors, JUAN C.  
20 TENORIO and FRANCES C. TENORIO, to-wit: (1) accounts receivable of approximately  
21 \$74,817.05 from a contract by and between Juan C. Tenorio & Associates, Inc. and Hong Kong  
22 Entertainment (Overseas) Investments Limited regarding architectural, engineering and  
23 landscaping services provided by Juan C. Tenorio & Associates, Inc. for the Tinian Dynasty  
24 Hotel and Casino, formerly known as Tinian Casino Palace Hotel; (2) interests in Knights of  
25 Columbus insurance policies, to-wit:

<u>Policy No.</u>	<u>Insured</u>	<u>Owner</u>
H64940	Juan Tenorio	Juan Tenorio
P39817	Juan Tenorio	Juan Tenorio
J57033	Charlene Tenorio	Charlene Tenorio

1 and (3) interest in:

2 LOT NUMBER 209-R01-3, TRACT NUMBER 22197, ROTA, MP, containing  
3 an area of approximately 2,000 square meters, under which the basic lot is shown  
4 as Lot Number 209 R 01, located in Gaganin Hulo, Rota Municipality,  
5 Commonwealth of the Northern Mariana Islands, on the Drawing/Cadastral Plat  
6 Number 209 R 00, the original of which was registered with the Commonwealth  
7 Recorder's Office under File Number 89-3204, on September 25, 1989.

8 All in violation of Title 18, United States Code, Sections 152(1) and 2.


9 Dated this 26<sup>th</sup> day of September, 2007.

10 A TRUE BILL.

11   
12 Foreperson

13 LEONARDO M. RAPADAS  
14 United States Attorney  
15 Districts of Guam and NMI

16 By:

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18 JEFFREY J. STRAND  
19 First Assistant U.S. Attorney  
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